

MESSAGE NO: 9154208

MESSAGE DATE: 06/03/2009

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: ADM

PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE 9135203
MESSAGE #
(s):

CASE #(s): A-475-703

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 03/31/2009

TO

04/30/2009

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: REFUND: AD CASH DEPOSIT: GRANULAR POLYTETRAFLUOROETHYLE RESIN
FROM ITALY PURSUANT TO AMENDED FINAL RESULTS OF ADMIN REVIEW (SOLVEY
SOLEXIS: A-475-703-001)

MESSAGE NO: 9154208

DATE: 06 03 2009

CATEGORY: ADA

TYPE: ADM

REFERENCE: 9135203

REFERENCE DATE: 05 15 2009

CASES: A - 475 - 703

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PERIOD COVERED: 03 31 2009 TO 04 30 2009

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: REFUND: AD CASH DEPOSIT: GRANULAR POLYTETRAFLUOROETHYLE
RESIN FROM ITALY PURSUANT TO AMENDED FINAL RESULTS OF
ADMIN REVIEW (SOLVEY SOLEXIS: A-475-703-001)

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

1. ON 04/30/2009 (74 FR 19931), COMMERCE PUBLISHED IN THE
FEDERAL REGISTER ITS AMENDED FINAL RESULTS IN THE ANTIDUMPING
DUTY REVIEW OF GRANULAR POLYTETRAFLUOROETHYLENE RESIN FROM
ITALY. SEE MESSAGE NUMBER 9135203, DATED 05/15/2009.

2. 19 U.S.C. SECTION 1520(a)(4) AUTHORIZES REFUNDS PRIOR TO

LIQUIDATION WHENEVER AN IMPORTER OF RECORD DECLARES OR IT IS ASCERTAINED THAT EXCESS DUTIES, FEES, CHARGES, OR EXACTIONS HAVE BEEN DEPOSITED OR PAID. IN ACCORDANCE WITH 19 U.S.C. SECTION 1520(a)(4), CBP IS AUTHORIZED TO GRANT A REFUND, IF REQUESTED BY THE IMPORTER, OF CASH DEPOSITS FOR ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 03/31/2009 TO 04/30/2009 OF GRANULAR POLYTETRAFLUOROETHYLENE RESIN FROM ITALY PRODUCED AND/OR EXPORTED BY THE ENTITIES LISTED IN PARAGRAPH 3 BELOW.

THE REFUND AMOUNT WILL BE CALCULATED BY DETERMINING THE DIFFERENCE BETWEEN THE AMOUNT OF CASH DEPOSITS PAID AS A RESULT OF THE APPLICATION OF THE FINAL RESULTS RATE AND THE AMOUNT DUE AS A RESULT OF THE APPLICATION OF THE AMENDED FINAL RESULTS RATE.

3. LISTED BELOW IS THE DEPOSIT RATE THAT WAS ASSIGNED TO A CERTAIN PRODUCER AND/OR EXPORTER IN THE FINAL RESULTS (SEE MESSAGE 9092205, DATED 04/02/2009). IN ADDITION, LISTED BELOW IS THE AMENDED DEPOSIT RATE ASSIGNED IN THE AMENDED FINAL RESULTS (SEE MESSAGE NUMBER 9135203, DATED 05/15/2009).

CASE NUMBER: A-475-703-001

PRODUCER: SOLVAY SOLEXIS S.P.A.

EXPORTER: SOLVAY SOLEXIS S.P.A.

ADMINISTRATIVE RESULTS FINAL RATE: 79.47 PERCENT

AMENDED ADMINISTRATIVE RESULTS FINAL RATE: 79.45 PERCENT

4. ENTRIES OF GRANULAR POLYTETRAFLUOROETHYLENE RESIN FROM ITALY PRODUCED AND/OR EXPORTED BY THE ENTITY LISTED IN PARAGRAPH 3 ABOVE SHOULD NOT BE LIQUIDATED UNTIL LIQUIDATION INSTRUCTIONS ARE RECEIVED.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES UPON LIQUIDATION BY CBP ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF

SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES UPON LIQUIDATION ONLY. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF THE ADMINISTRATIVE REFUND. INTEREST IS PAYABLE AT THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY:O1:NMD).

7. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

CHRISTINE M. FURGASON

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party